

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

**IN RE: POLYURETHANE FOAM ANTITRUST
LITIGATION**

MDL No. 2196

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-1)

On December 1, 2010, the Panel transferred 6 civil action(s) to the United States District Court for the Northern District of Ohio for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* (J.P.M.L.). Since that time, no additional action(s) have been transferred to the Northern District of Ohio. With the consent of that court, all such actions have been assigned to the Honorable Jack Zouhary.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Northern District of Ohio and assigned to Judge Zouhary.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Northern District of Ohio for the reasons stated in the order of December 1, 2010, and, with the consent of that court, assigned to the Honorable Jack Zouhary.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Northern District of Ohio. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Dec 17, 2010

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

I hereby certify that this instrument is a true and
correct copy of the original on file in my office.

Attest: Geri M. Smith, Clerk

U.S. District Court

Northern District of Ohio

By: s/R Schumitsh

Deputy Clerk



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SCHEDULE CTO-1 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
CALIFORNIA CENTRAL			
CAC	2	10-06606	Foam Factory Inc v. Hickory Springs Manufacturing Company et al
CAC	2	10-07437	E.M. Brown, Inc. v. Future Foam, Inc. et al
CALIFORNIA NORTHERN			
CAN	3	10-05167	Hodge v. Hickory Springs Manufacturing Company et al
CAN	4	10-05045	East Bay Floorcovering, Inc. v. Hickory Springs Manufacturing Company et al
NORTH CAROLINA WESTERN			
NCW	5	10-00120	Pandolfi House of Carpets, Inc. v. Vitafoam, Inc. et al
NCW	5	10-00122	Lackey et al v. Hickory Springs Manufacturing Company et al
NCW	5	10-00125	Suburban Floor Covering, Inc. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00128	Robert Sims Enterprises, LLC v. The Carpenter Company et al
NCW	5	10-00129	Foam Empire, Inc. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00131	Thoroughbred Carpets, Ltd. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00139	The Stroud Group, Inc. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00140	Alvis & Allen, Inc. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00141	HVA Bros., Inc. et al v. Hickory Springs Manufacturing Company et al
NCW	5	10-00145	Ace Foam, Inc. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00146	Furniture Associates v. Hickory Springs Manufacturing Company et al
NCW	5	10-00149	SCI Floor Covering, Inc. v. Hickory Springs Manufacturing Company et al

NCW	5	10-00150	DeSitter Flooring, Inc. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00151	Columbia River Floor Covering v. Hickory Springs Manufacturing Company et al
NCW	5	10-00152	Custom Carpets, Inc. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00154	Western Carpet Center, Inc. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00162	Superior Floor Covering, Inc. v. Hickory Springs Manufacturing Company et al
NCW	5	10-00164	R & W Carpets, Inc. v. Hickory Springs Manufacturing Company et al